



# COUNTY OF LOS ANGELES

## DEPARTMENT OF PUBLIC WORKS

*"To Enrich Lives Through Effective and Caring Service"*

900 SOUTH FREMONT AVENUE  
ALHAMBRA, CALIFORNIA 91803-1331  
Telephone: (626) 458-5100  
<http://dpw.lacounty.gov>

**GAIL FARBER, Director**

ADDRESS ALL CORRESPONDENCE TO:  
P.O. BOX 1460  
ALHAMBRA, CALIFORNIA 91802-1460

December 14, 2010

The Honorable Board of Supervisors  
County of Los Angeles  
383 Kenneth Hahn Hall of Administration  
500 West Temple Street  
Los Angeles, California 90012

Dear Supervisors:

## ADOPTED

BOARD OF SUPERVISORS  
COUNTY OF LOS ANGELES

42 DECEMBER 14, 2010

*Sachi A. Hamai*  
SACHI A. HAMAI  
EXECUTIVE OFFICER

**RESOLUTION OF SUMMARY VACATION  
SANITARY SEWER EASEMENT NORTHEAST OF POINT LECHUZA ROAD  
CITY OF MALIBU  
(SUPERVISORIAL DISTRICT 3)  
(3 VOTES)**

### **SUBJECT**

This action will allow the County of Los Angeles to vacate an easement for sanitary sewer purposes northeast of Point Lechuza Road in the City of Malibu, which is no longer needed for public use. The vacation has been requested by the Department of Public Works, Sewer Maintenance Division, on behalf of the County of Los Angeles as part of an easement relocation project.

### **IT IS RECOMMENDED THAT YOUR BOARD:**

1. Find that this action is categorically exempt from the provisions of the California Environmental Quality Act.
2. Find that the easement for sanitary sewer purposes northeast of Point Lechuza Road in the City of Malibu has been superseded by relocation and there are no other public facilities located within the easement and that it may, therefore, be vacated pursuant to Section 8333(c) of the California Streets and Highways Code.
3. Adopt the Resolution of Summary Vacation.
4. Upon approval, authorize the Department of Public Works to record the certified original resolution with the office of the Los Angeles County Registrar Recorder/County Clerk.

## **PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION**

The purpose of the recommended actions is to find that the easement vacation is exempt from the California Environmental Quality Act (CEQA) and allow the County of Los Angeles (County) to vacate the easement for sanitary sewer purposes (Easement) northeast of Point Lechuza Road in the City of Malibu, since it no longer serves the purpose for which it was dedicated and is not required for public use.

## **Implementation of Strategic Plan Goals**

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1). The vacation of the Easement will reduce the County's exposure to potential liability.

## **FISCAL IMPACT/FINANCING**

There will be no impact to the County General Fund.

The vacation processing fee has been waived, as this is a County initiated action. The waiver of the fee was authorized by the County Board of Supervisors (Board) in a resolution adopted May 4, 1982, Synopsis 62 (Fee Schedule), as prescribed in Section 8321(f) of the California Streets and Highways Code.

## **FACTS AND PROVISIONS/LEGAL REQUIREMENTS**

The area to be vacated contains approximately 810 square feet and is shown on the map that is attached to the enclosed Resolution of Summary Vacation. The vacation is the result of a sewer relocation project. The existing sanitary sewer line was found to be outside of the existing sanitary sewer easement. Therefore, a relocated sanitary sewer easement was dedicated over the existing sanitary sewer line.

The California Streets and Highways Code Section 8333(c) provides that the legislative body of a local agency may summarily vacate a public service easement if the easement has been superseded by relocation or determined to be excess by the easement holder, and there are no other public facilities located within the easement.

The County's interest in the Easement was acquired in 1962 by dedication in Tract No. 25166, recorded in Book 695, pages 29 to 31, inclusive, of Maps, in the office of the Los Angeles County Registrar-Recorder/County Clerk as an easement for sanitary sewer purposes.

The vacation is the result of a sewer relocation project. The existing sanitary sewer line was found to be outside of the existing sanitary sewer easement. Therefore, a relocated sanitary sewer easement was dedicated over the existing sanitary sewer line.

Adoption of the enclosed resolution and the subsequent recordation will terminate the County's rights and interests in the easement. Your action will result in the property being unencumbered by the easement and available to the property owner for use without restriction of the easement.

**ENVIRONMENTAL DOCUMENTATION**

This action is categorically exempt from the provisions of CEQA as specified in Sections 15305 and 15321 of the State CEQA Guidelines which state that this class of projects consisting of minor alterations in land use, limitations, and actions to revoke entitlement for use, issued and adopted by the regulatory agency, have been determined not to have a significant effect on the environment.

**IMPACT ON CURRENT SERVICES (OR PROJECTS)**

This action will reduce the County's exposure to potential liability through the vacation of the unnecessary sewer easement.

**CONCLUSION**

Please return one adopted copy of this letter and one original and one copy of the resolution to the Department of Public Works, Survey/Mapping & Property Management Division, together with a copy of your Board's minute order. Retain one original for your files.

Respectfully submitted,

A handwritten signature in cursive script that reads "Gail Farber".

GAIL FARBER  
Director

GF:SGS:mr

Enclosures

c: Auditor-Controller (Accounting Division - Asset  
Management)  
Chief Executive Office  
County Counsel  
Executive Office

**RESOLUTION OF SUMMARY VACATION  
SANITARY SEWER EASEMENT NORTHEAST OF POINT LECHUZA ROAD**

THE BOARD OF SUPERVISORS OF THE COUNTY OF LOS ANGELES  
HEREBY FINDS, DETERMINES, AND RESOLVES AS FOLLOWS:

1. The County of Los Angeles is the holder of an easement for sanitary sewer purposes (hereinafter referred to as the Easement) in, over, and across the real property legally described in Exhibit A and depicted on Exhibit B, both attached hereto. The Easement, northeast of Point Lechuza Road, is located in the City of Malibu in the County of Los Angeles, State of California.
2. The Easement has been superseded by relocation.
3. The Easement has been determined to be excess, and there are no other public facilities located within the easement.
4. The Easement is hereby vacated pursuant to Chapter 4, Part 3, Division 9, of the Streets and Highways Code, State of California, commencing with Section 8330.
5. The Department of Public Works is authorized to record the certified original resolution in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, at which time the Easement will no longer be a public easement.
6. From and after the date this resolution is recorded, the Easement will no longer constitute a public service easement.

The foregoing resolution was on the 14<sup>th</sup> day of December, 2010, adopted by the Board of Supervisors of the County of Los Angeles, and ex-officio the governing body of all other special assessment and taxing districts for which said Board so acts.

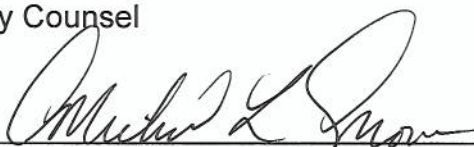


SACHI A. HAMAI  
Executive Officer of the  
Board of Supervisors of the  
County of Los Angeles

By   
Deputy

APPROVED AS TO FORM:

ANDREA SHERIDAN ORDIN  
County Counsel

By   
Deputy

GT:mr

P:\mppub\admin\maria\resolution\LECHUZA RD RESOLUTION.doc

**EXHIBIT A**

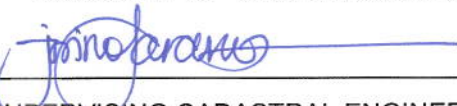
Project Name: **POINT LECHUZA SEWER LINE EASEMENT  
MISCELLANEOUS SEWER 1217-2VAC**  
A.I.N. 4470-017-029  
T.G. 626-H7  
I.M. 114-017  
S.D. 3  
Y050977

Legal Description

**Parcel No. 1217-2VAC:** (Vacation of sanitary sewer easement)

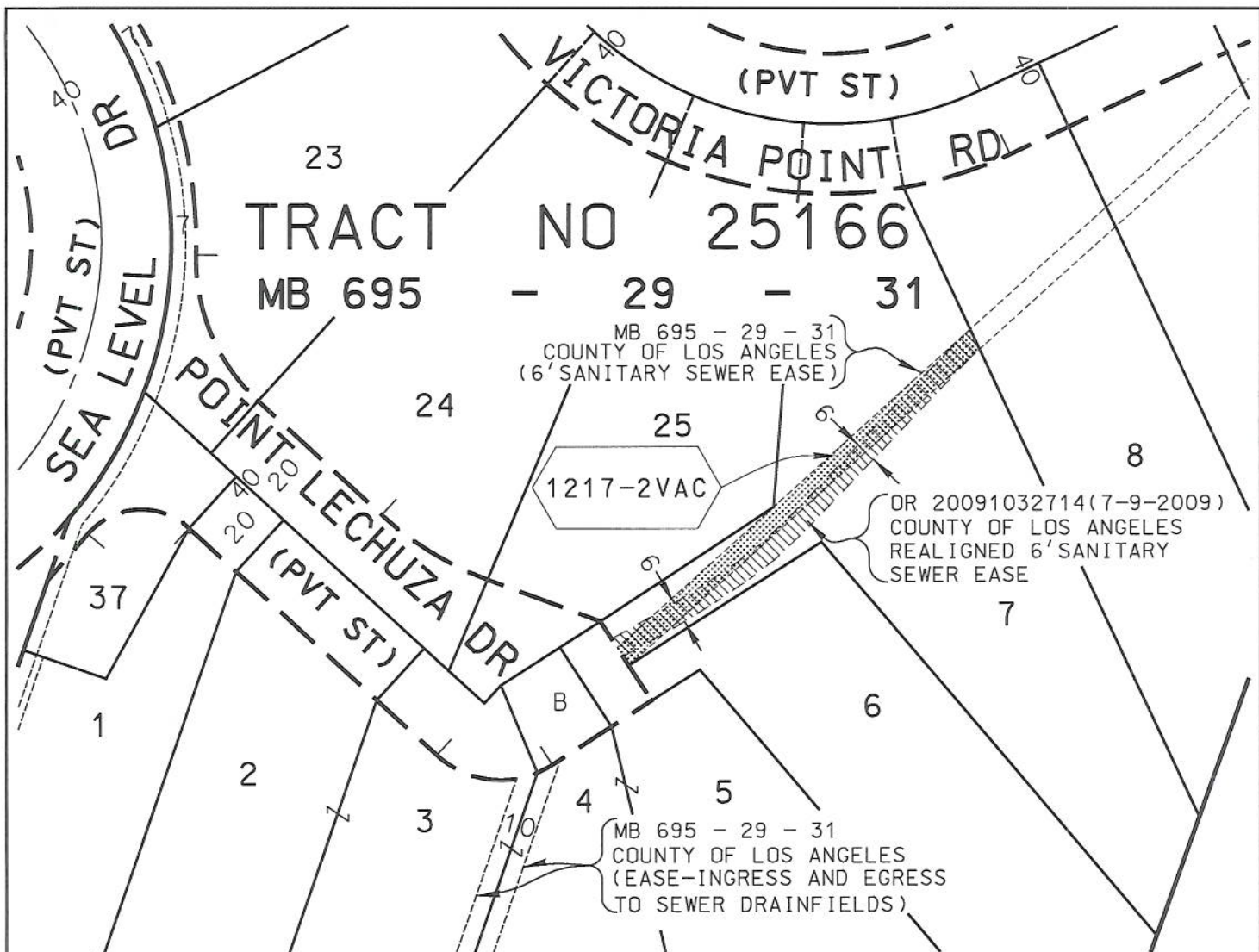
All that portion of that certain 6-foot wide strip of land in Lot 7, Tract No. 25166, as shown on map recorded in Book 695, pages 29 to 31, inclusive, of Maps, in the office of the Registrar-Recorder/County Clerk of the County of Los Angeles, shown and dedicated as "...6' Sanitary Sewer Easement to the County of Los Angeles" on said map.

Total Area: 810± square feet

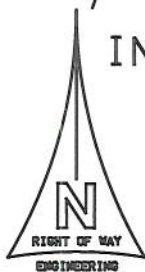
APPROVED AS TO DESCRIPTION	
October 20, 2010	
COUNTY OF LOS ANGELES	
By	
SUPERVISING CADASTRAL ENGINEER III Survey/Mapping & Property Management Division	

This real property description has been prepared in conformance with the Professional Land Surveyors Act. The signatory herein is exempt pursuant to Section 8726 of the California Business and Professions Code.

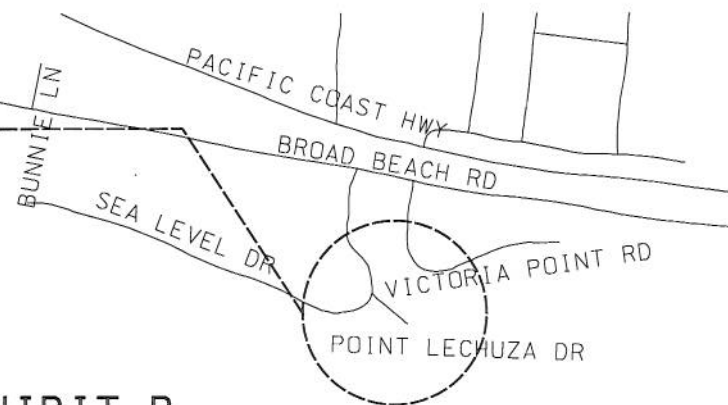




IN THE CITY OF MALIBU



SUBJECT  
LOCATION



## LEGEND



Proposed vacation of  
sanitary sewer easement  
Total Area: 810± s.f.

## EXHIBIT B

REVISIONS

1.

2.

3.

DEPARTMENT OF PUBLIC WORKS

SURVEY/MAPPING & PROPERTY MANAGEMENT DIVISION

SD.  
3

RD.  
NONE

A.I.N.  
4470-017-029

T.G.  
626-H7

POINT LECHUZA RD  
SEWER LINE EASEMENT

DRAWING NO.

Y050977

SCALE  
NONE

DATE  
08-24-09

I.M.  
114-017